

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

SPARTA INSURANCE CO., a
Connecticut corporation, as subrogee of
DOUG ANDRUS DISTRIBUTING,
LLC, an Idaho limited liability
company, and as subrogee of LARRY
LAMBERSON, an individual,

Plaintiffs,

v.

BENJAMIN GARFIAS, an individual,
EASTERDAY FARMS PRODUCE,
CO., a Washington corporation;
EASTERDAY & EASTERDAY, a
partnership d/b/a EASTERDAY
RANCHES INC., a Washington
corporation,

Defendants.

NOS: CV-12-5051-RMP
CV-12-5052-RMP

ORDER CONSOLIDATING CASES
FOR DISCOVERY AND TRIAL

LARRY LAMBERSON, an
individual,

Plaintiff,

v.

BENJAMIN T. GARFIAS, an
Individual; EASTERDAY &

1 EASTERDAY, a Partnership, d/b/a
2 EASTERDAY FARMS;
3 EASTERDAY RANCHES
4 INC., a Washington Corporation;
5 EASTERDAY FARMS PRODUCE,
6 CO., a Washington Corporation; and
7 DOES I through X, whose true
8 identities are presently unknown,

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10 Defendants.

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12 A telephonic scheduling conference was held in this matter on August 7,
13 2012. Gregory J. Arpin, Shamus O'Doherty, Michael Christian and Timothy
14 Fennessy appeared on behalf of the plaintiffs. Ronald Morrison and Kevin Curtis
15 appeared on behalf of the defendants.

16 The Court reviewed the parties' Joint Status Certificate and Proposed Case
17 Schedule filed by the parties and considered the request for consolidation an oral
18 motion on behalf of all the parties to consolidate . All parties being in agreement,
19 the Court will grant the motion to consolidate.

20 **IT IS HEREBY ORDERED:**

- 21 1. The oral motion of the parties to consolidate is **GRANTED**.
- 22 2. Case No. CV-12-5052-RMP shall be **CONSOLIDATED** with Case No.
23 CV-12-5051-RMP for purposes of discovery and trial.
- 24 3. Pursuant to the practice in this District to consolidate cases under the
25 first-filed case **ALL FUTURE FILINGS SHALL BE FILED UNDER**

CASE NUMBER CV-11-5051-RMP.

IT IS SO ORDERED. The District Court Clerk is hereby directed to enter this Order and provide copies to counsel and **close the file** for CV-11-5052-RMP in this District.

DATED this 8th day of August, 2012.

s/ Rosanna Malouf Peterson
ROSANNA MALOUF PETERSON
Chief United States District Court Judge